

ORDINANCE NO. 33 -03

By: **John B. Rohyans**

An Ordinance to market and sell by competitive bid the City owned property (also known as Bexley Tree Nursery), described as the unimproved Parkview Extension and extending from N. Parkview Avenue at Caroline Avenue north to the railroad right-of-way and from Alum Creek on the west to 2364 Caroline Avenue on the east, all in the City of Bexley, Ohio, to authorize the Mayor and Auditor to enter into agreements for such competitive bid and sale and to declare an emergency.

WHEREAS, the City of Bexley, Ohio owns the 2.812+/- acre tract described as the unimproved Parkview Extension and extending from N. Parkview Avenue at Caroline Avenue north to the railroad right-of-way and from Alum Creek on the west to 2364 Caroline Avenue on the east; and

WHEREAS, the City has determined this property to be excess; and

WHEREAS, it is important to and in the best interest of the City that land located within the City be the City has established specific development criteria for the sale of the property to be met by prospective bidders, consistent with the City's purpose of promoting property values and encouraging development activities within the City; and

WHEREAS, interest in the purchase and development of this property has arisen; and

WHEREAS, the City desires to explore other prospective purchasers of this property by advertising for proposals by sealed bid; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That it is in the best interests of the City to market and sell by competitive bid the City owned property (also known as Bexley Tree Nursery), described as the unimproved Parkview Extension and extending from N. Parkview Avenue at Caroline Avenue north to the railroad right-of-way and from Alum Creek on the west to 2364 Caroline Avenue on the east, all in the City of Bexley, which property is no longer needed for municipal purposes.

Section 2. That the Mayor and Auditor are hereby authorized and directed to advertise for bids for the purchase of the property in form and substance as they deem necessary and advisable, consistent with the provisions of this Ordinance, at a minimum price not less than the appraised value, as determined by an MAI appraisal report obtained by and provided to the City prior to such advertisement for bids, to evaluate the bid proposals received by prospective purchasers and to select the highest and best bid deemed most advantageous to the City.

Section 3. That in order to promote property values in the City and to encourage development activities, the sale of the property shall be subject to and in accordance with certain development restrictions, procedures and requirements established by the City's Development Director as such restrictions, procedures and requirements shall be set forth in information provided to prospective bidders.

Section 4. That in the event that the City receives no bid for the property which the City desires to accept, the property may be offered by private sale on such terms and conditions as the Mayor and the Auditor determine to be in the City's best interest, in their discretion, generally similar to the restrictions, procedures, requirements and price set forth in the bid information.

Section 5. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety or welfare, said emergency being the necessity of commencing competitive bidding at the earliest possible date, shall take effect and be in force upon its signing by the Mayor.

Passed: _____, 2003

President of Council

Attest:


Clerk of Council

Approved: _____, 2003

David H. Madison, Mayor

5-13-03 First reading
5-27-03 Second reading
6-10-03 Third reading.
Tabled